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IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF NEW YORK

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DOUGLAS ROE,

Plaintiff,

Civil Action No.

05-CV-1608

DNH/GJD

v.

COMMISSIONER OF SOCIAL  
SECURITY,

**STIPULATION OF  
REMAND**

Defendant.

\*\*\*\*\*

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for the parties in the above-entitled action that the final decision of the Secretary is reversed and the case is remanded for rehearing, pursuant to the fourth sentence of 42 U.S.C. § 405(g). The clerk is directed to enter judgment in this case.

Dated: August 3, 2006

/s/ Howard D. Olinsky

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Howard D. Olinsky  
Attorney for Plaintiff

Dated: August 3, 2006

GLENN T. SUDDABY  
United States Attorney  
P.O. Box 7198  
100 S. Clinton Street  
Syracuse, New York 13261-7198

By: /S/ William H. Pease  
William H. Pease - 102338  
Assistant U.S. Attorney

SO ORDERED:

Dated:

8/3/06  
Syracuse, New York

  
\_\_\_\_\_  
HON. GUSTAVE J. DIBIANCO  
U.S. MAGISTRATE JUDGE